

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: ROSIELLO et al.  
Title: METHOD AND SYSTEM FOR  
WARMING A FLUID  
Appl. No.: 10/552,354  
371(c) Date: October 6, 2005  
Examiner: Kami A. Bosworth  
Art Unit: 3767  
Confirmation Number: 2403

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner in the Final Office Action dated November 24, 2008, finally rejecting Claims 1-26 and 31.

- [ X ] Applicant claims small entity status.
- [ X ] Applicant hereby petitions for a three month extension of time under 37 C.F.R. §1.136(a).
- [ X ] Notice of Appeal Fee
- [ X ] To be paid as detailed below:

The required fees are calculated below:

[ X ]	Notice of Appeal Fee	\$540.00
[ X ]	Extension for response filed within the third month:	\$1,110.00
	FEE TOTAL:	\$1,650.00
[ X ]	Small Entity Fees Apply (subtract ½ of above):	\$825.00
	TOTAL FEE:	\$825.00

The above-identified fees of \$825.00 are being paid by credit card via EFS-Web.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16, 1.17 and 41.20, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date

May 22, 2009

By

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